

**THURSDAY, FEBRUARY 8, 2001**

**SEVENTH LEGISLATIVE DAY**

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Hagood.

Representative Hagood led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Brown; illness.

Representative Pleasant; illness.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Joint Resolution No. 59:** Rep(s). Garrett and Briley as prime sponsor(s).

## INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

**\*House Resolution No. 15** -- General Assembly, Studies - Creates special house committee to study bankruptcy; creates special house committee to study fireworks safety. by \*DeBerry L.

House Commerce Committee

## RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 12, 2001:

**House Resolution No. 18** -- Memorials, Personal Achievement - Justin Porter Beckwith, Eagle Scout. by \*Rowland, \*Beavers, \*Hood.

**House Resolution No. 19** -- Memorials, Personal Achievement - Steven Adam Herod, Eagle Scout. by \*Rowland, \*Beavers, \*Hood.

**House Resolution No. 20** -- Memorials, Personal Achievement - John James Browning, Eagle Scout. by \*Rowland, \*Beavers, \*Hood.

**House Joint Resolution No. 17** -- Memorials, Professional Achievement - Vice President Al Gore. by \*Miller L.

**House Joint Resolution No. 64** -- Memorials, Professional Achievement - Dr. Charles K. Wolfe, ASCAP-Deems Taylor Award for his book, A Good-Natured Riot: The Birth of the Grand Ole Opry. by \*Hood, \*Rowland, \*Fraleay, \*Williams (Williamson), \*Sands, \*Fowlkes, \*Beavers.

**House Joint Resolution No. 61** -- Memorials, Personal Occasion - T.K. and Effie Watkins' 50th Wedding Anniversary. by \*Bone.

**House Joint Resolution No. 62** -- Memorials, Professional Achievement - Aubrey Brooks, TCJFCJ/TJCSA Outstanding Juvenile Court Supervisor/Manager. by \*Fowlkes, \*Phillips.

**House Joint Resolution No. 65** -- Memorials, Congratulations - Martin Middle School Cheerleaders. by \*Maddox.

**House Joint Resolution No. 66** -- Memorials, Heroism - Dylan Ray Burnette of Henry. by \*Ridgeway.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

**Senate Joint Resolution No. 37** -- Memorials, Recognition - Jaycees Against Youth Smoking Program. by \*Cooper J, \*McNally, \*Dixon, \*Kyle.

House Agriculture Committee

**\*Senate Joint Resolution No. 40** -- General Assembly, Statement of Intent or Position - Endorses national proclamation of National Heart Failure Awareness Week. by \*Ford J, \*McNally, \*Dixon, \*Kyle.

House Health and Human Resources Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 988** -- Hearing and Hearing Aids - Prohibits hearing aids being sold by mail; requires hearing aids to have year of their manufacture and serial number permanently affixed to such hearing aids; requires recent audiogram for each hearing aid sold be in office of person dispensing hearing aid. Amends TCA Title 63, Chapter 17, Part 2. by \*Kent.

**House Bill No. 989** -- Tennessee Housing Development Agency - Allocates \$1,000,000 in 2001-2002 fiscal year from unexpended balance of housing program reserve fund to reactivate homebuyers' revolving loan fund pilot demonstration program in Shelby County; allocation subject to general appropriations act. Amends TCA Title 13, Chapter 23. by \*DeBerry L.

**House Bill No. 990** -- Taxes, Sales - Provides for sales tax holiday on all single items or services costing less than \$5000 on April 15, 2000; requires report to general assembly on results. Amends TCA Title 67, Chapter 6, Part 2. by \*DeBerry L.

**House Bill No. 991** -- Dentists - Adds courses taught by Shelby County Dental Society to list of approved continuing education courses. Amends TCA Title 63, Chapter 5, Part 1. by \*DeBerry L.

**House Bill No. 992** -- Insurance, Motor Vehicles - Requires proof of automobile insurance before automobile tags can be issued; establishes procedure for notifying department of safety if insurance is canceled. - TCA Title 55 and Title 56. by \*DeBerry L.

**House Bill No. 993** -- Credit and Debit Cards - Places restrictions on institutions of University of Tennessee or state board of regents system concerning credit or credit card solicitations of students; makes it unlawful for credit card issuer or issuer of credit to solicit or provide promotional incentives to students at such institutions. Amends TCA Title 49, Chapter 7, Part 1. by \*DeBerry L.

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 994** -- Loan Companies and Short Term Lenders - Regulates rate of charges of pawnshops, hours of pawnshops, and records that are required to be maintained. Amends TCA Title 45, Chapter 6, Part 2. by \*Rhinehart.

**House Bill No. 995** -- DUI/DWI Offenses - Authorizes judge to sentence first-time DUI offenders to remove litter from highways for 48 hours in lieu of 48 hours of incarceration. Amends TCA Title 55, Chapter 10, Part 4. by \*Buck.

**House Bill No. 996** -- Local Education Agency - Permits local boards of education to satisfy dissemination and availability of information requirements by allowing operating policy pamphlets to be kept in electronic format and available in each school library. Amends TCA Section 49-2-207. by \*Hood, \*McDonald.

**House Bill No. 997** -- Insurance, Motor Vehicles - Creates "Mandatory Automobile Insurance Responsibility Act." Amends TCA Title 55 and Title 56. by \*Hood.

**House Bill No. 998** -- Criminal Offenses - Creates offense of knowingly impairing victim's power to control his or her conduct by administering, without victim's knowledge, drug, intoxicant, chemical, or other substance with intent to commit certain crimes; Class E felony. Amends TCA Title 39. by \*Shaw, \*Beavers, \*Towns.

**House Bill No. 999** -- TennCare - Requires commissioner of commerce and insurance to develop standard benefits package and two-part system of co-payments; revises premiums and imposes seven prescription per month limit for enrollees. Amends TCA Title 68 and Title 71, Chapter 5, Part 1. by \*Wood, \*Pleasant.

**House Bill No. 1000** -- Education, Higher - Authorizes, subject to funding, Southwest Tennessee Community College, under certain circumstances, to collaborate with area high schools to encourage high school graduation and post-secondary enrollment; at least six permanent counselors required. Amends TCA Section 49-8-1203. by \*Bowers.

**House Bill No. 1001** -- Internet and e-Commerce - Enacts "Tennessee Internet Personal Information Privacy Act of 2000." by \*Bowers.

**House Bill No. 1002** -- Workers' Compensation - Requires workers' compensation insurer to file notice with division of workers' compensation whenever amount of medical benefits to be paid to employee exceeds \$10,000; upon receiving such notice, division must notify employer that claim exceeds such amount. Amends TCA Title 50. by \*Phelan.

**House Bill No. 1003** -- Equalization Board - Provides for election of county board of equalization vice chair. Amends TCA Title 67. by \*Phelan.

**House Bill No. 1004** -- Safety, Dept. of - Permits division of motor vehicles to summon witnesses by subpoena. Amends TCA Title 55. by \*Phelan.

**House Bill No. 1005** -- Taxes, Tobacco, Tobacco Products - Increases penalties for contraband cigarettes; authorizes alternative means of tax stamp identification. Amends TCA Title 67, Chapter 4, Part 10. by \*Davidson.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1006** -- TennCare - Creates managed care division in department of health to administer all managed care related policies and programs; creates managed care transition committee to identify all state resources in managed care programs and make certain recommendations. Amends TCA Title 4, Chapter 3, Part 18. by \*DeBerry J.

**House Bill No. 1007** -- Tort Liability - Revises minimum limits required under governmental tort liability; creates excess coverage fund. Amends TCA Title 29, Chapter 20. by \*DeBerry J.

**House Bill No. 1008** -- Insurance Companies, Agents, Brokers, Policies - Increases premium tax on certain insurance companies unless such increase causes other states to raise their premium tax on Tennessee insurance companies doing business in their state. Amends TCA Title 56, Chapter 32, Part 2 and Title 56, Chapter 4, Part 2. by \*DeBerry J.

**House Bill No. 1009** -- Taxes, Exemption - Excludes investment companies from definition of financial institutions. Amends TCA Title 67. by \*DeBerry J.

**House Bill No. 1010** -- Taxes, Real Property - Exempts from annual income from all sources for elderly low-income homeowners tax relief program, social security income, disability benefits, and retirement benefits of less than \$300. Amends TCA Section 67-5-702. by \*DeBerry J.

**House Bill No. 1011** -- Grand Juries - Requires grand jury of each county to investigate all sudden, unexplained deaths of children aged 12 and under, which occur in county. Amends TCA Title 40, Chapter 12. by \*DeBerry J.

**House Bill No. 1012** -- Education - Establishes requirements of proper behavior and respect for authority for admission to or retention in public schools; requires parent, guardian, or person having control or charge of child to sign personal statement accepting responsibility for child's social skills and respect for authority. Amends TCA Title 49, Chapter 6, Part 30. by \*DeBerry J.

**House Bill No. 1013** -- Taxes, Ad Valorem - Increases income eligibility limit for elderly and low-income property tax relief to \$15,000, not including first \$350 of social security, retirement, or disability benefits. Amends TCA Title 67. by \*DeBerry J.

**House Bill No. 1014** -- Education - Establishes guidelines for children to be released from regular classrooms to receive religious moral instruction. Amends TCA Title 49, Chapter 2, Part 1. by \*DeBerry J.

**House Bill No. 1015** -- Education - Allows LEAs to conduct schools year-round; adjusts BEP payments accordingly. Amends TCA Title 49, Chapter 6, Part 30. by \*DeBerry J.

**House Bill No. 1016** -- Child Custody and Support - Prohibits banks from charging fee for cashing checks issued for child support or issued to Families First recipients. Amends TCA Title 9, Chapter 4; Title 36, Chapter 5, Part 1 and Title 71, Chapter 3, Part 1. by \*DeBerry J, \*Jones U (Shelby).

**\*House Bill No. 1017** -- Taxes, Ad Valorem - Adds counties having population of 800,000 or greater to property tax exemption for nonprofit economic or charitable development. Amends TCA Title 67. by \*DeBerry J.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**\*House Bill No. 1018** -- Abuse - Requires district attorney general to prosecute all child abuse cases where mandatory child abuse report was filed unless such report is revealed to be false or unfounded. Amends TCA Title 37. by \*DeBerry J.

**\*House Bill No. 1019** -- Traffic Safety - Restricts persons ten years old or younger or weighing less than seventy-five pounds from riding in front seat of motor vehicle equipped with passenger-side air bag; imposes criminal penalty for violation of section. Amends TCA Title 55, Chapter 9, Part 6. by \*DeBerry J.

**House Bill No. 1020** -- Purchasing - Reduces period in which payment is required under prompt pay act . Amends TCA Title 12, Chapter 4, Part 7. by \*Brooks, \*Towns, \*Shaw, \*Langster.

**House Bill No. 1021** -- Teachers, Principals and School Personnel - Recognizes, for purposes of Tennessee teaching scholars program, existence of acute shortages with respect to teachers possessing master's level certification in subject areas of math, science, and reading instruction. Amends TCA Title 49. by \*Jones U (Shelby), \*Miller L, \*DeBerry L.

**House Bill No. 1022** -- Local Education Agency - Requires each LEA, which has not already done so, to establish alternative school or classroom area for students in grades one through six who have been suspended or expelled from regular school program. Amends TCA Title 49, Chapter 6, Part 34. by \*Jones U (Shelby), \*Miller L, \*DeBerry L.

**House Bill No. 1023** -- Minority Affairs - Directs commissioner of health to appoint Hispanic coordinating council to assist department, office of minority health, and black health care commission to promote healthy lifestyles and access to health care for Tennessee's growing Hispanic population. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1, Part 1. by \*Armstrong, \*Miller L, \*Langster, \*Towns, \*Brooks, \*Bowers, \*Shaw, \*Jones U (Shelby), \*Cooper B.

**House Bill No. 1024** -- Transportation, Dept. of - Requires department to undergo disparity study to determine extent, if any, to which its policies and practices discriminate against racial minorities; study to be performed by independent contractor and to be paid for with existing resources within state highway fund. Amends TCA Section 4-3-2305 and Title 54, Chapter 1. by \*Brooks, \*Towns, \*Shaw, \*Turner (Shelby), \*Bowers.

**House Bill No. 1025** -- Education - Includes school principals as "management" under Education Professional Negotiations Act. Amends TCA Section 49-5-602. by \*Buttry.

**House Bill No. 1026** -- Business and Commerce - Authorizes business to keep fake identification presented to it; business is not liable in any action for retaining identification and is under no obligation to store it unless requested to do so by law enforcement agency. by \*Hagood.

**House Bill No. 1027** -- Architects, Engineers and Designers - Provides that engineers in training have completed same educational curriculum as professional engineers. Amends TCA Title 62, Chapter 2, Part 4. by \*Hagood.

**House Bill No. 1028** -- Alcoholic Beverages - Makes exhibition or use of false identification to purchase or obtain alcoholic beverages by person less than 21 years punishable by loss of driver license. Amends TCA Section 57-4-203. by \*Hagood.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1029** -- Veterans - Authorizes local education agencies to issue high school diploma to eligible deceased veteran, upon request of surviving spouse or immediate family member Amends TCA Section 49-2-119. by \*Patton.

**House Bill No. 1030** -- Taxes, Real Property - Adds counties having 800,000 or more citizens to real and tangible personal property exemption for nonprofit economic or charitable development organization. Amends TCA Section 67-5-224. by \*Brooks.

**House Bill No. 1031** -- Taxes, Real Property - Increases, from \$10,550 to \$15,000, annual income for low income, elderly property tax relief; excludes consideration of first \$350 of social security or disability benefits; sets future adjustment rates; excludes remainder or reversion interest and nursing home costs. Amends TCA Section 67-5-702. by \*Miller L, \*Langster, \*Armstrong, \*Cooper B.

**House Bill No. 1032** -- Taxes, Sales - Prohibits imposition of sales tax on tips or other gratuities received by personnel for their service. Amends TCA Title 67, Chapter 6, Part 4. by \*Garrett.

**House Bill No. 1033** -- Insurance Companies, Agents, Brokers, Policies - Modernizes insurance regulatory law to permit domestic insurance companies that are members of insurance holding company system to maintain books and records at primary executive and administrative offices outside Tennessee subject to certain conditions. Amends TCA Section 56-2-104. by \*Fitzhugh.

**House Bill No. 1034** -- Insurance Companies, Agents, Brokers, Policies - Deletes authority of commissioner of commerce and insurance to allow insurance company to credit certain assets; makes conforming change in law for determining amount allowed as credit against liability in connection with reinsurance liability of domestic insurance company. Amends TCA Section 56-1-405 and Section 56-3-115. by \*Fitzhugh.

**\*House Bill No. 1035** -- Grand Juries - Gives law enforcement officer accused of crime alleged to have occurred on duty right to appear before and present sworn statement to grand jury; prohibits prosecution of officer accused of on-duty crime without grand jury indictment. Amends TCA Title 40, Chapter 12. by \*Kent.

**House Bill No. 1036** -- Employees, Employers - Authorizes police department employee to request monthly payroll deduction for membership dues in employee association; requires political subdivision to comply with request if 10 percent of all employees belong to association. Amends TCA Title 7, Chapter 51, Part 2. by \*Kent.

**House Bill No. 1037** -- Gas, Petroleum Products, Volatile Oils - Allows gas customers to purchase propane gas from another municipality, utility district, or gas company if such customer's municipality or utility district depletes its gas supply. Amends TCA Title 7 and Title 65, Chapter 26. by \*Winningham.

**House Bill No. 1038** -- Tennessee Higher Education Commission - Provides that members of THEC and state board of regents may remain on board until end of their current terms even if congressional redistricting places them outside congressional district from which they were appointed. Amends TCA Section 49-8-201; Section 49-9-202 and Section 49-7-204. by \*Winningham.

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1039** -- Teachers, Principals and School Personnel - Revises provisions for teachers' duty-free planning periods; requires reporting to state department of education, and prohibits combining duty-free lunch period with duty-free planning period. Amends TCA Section 49-1-302(e). by \*Winningham.

**House Bill No. 1040** -- Teachers, Principals and School Personnel - Requires immediate suspension and dismissal of teachers convicted of certain drug offenses. Amends TCA Title 49, Chapter 5, Part 5. by \*Winningham.

**House Bill No. 1041** -- Mental Health and Developmental Disabilities, Dept. of - Directs department to develop programs and make available more services for persons with mental retardation and related developmental disabilities based upon commission on community-based services study. Amends TCA Title 33. by \*Winningham.

**House Bill No. 1042** -- Statutes - Clarifies provisions of 2000 act allowing retired teachers to be re-employed as teachers without loss of retirement benefits. Amends TCA Title 8, Chapter 36, Part 8 and Title 49, Chapter 5. by \*Winningham.

**House Bill No. 1043** -- Children - Combines department of education and department of children's services into new department of education and children's services; transfers all property and employees into new department, all existing leases and contracts remain valid, new department to be administered by commissioner of education and children's services. Amends TCA Title 3; Title 4; Title 8; Title 9; Title 10; Title 16; Title 33; Title 36; Title 37; Title 49; Title 55; Title 68 and Title 71. by \*Winningham.

**House Bill No. 1044** -- Education - Provides for grant program, subject to appropriation of funds, to be administered by commissioner of education for purchase of home computers for use of school-aged children. by \*Armstrong, \*DeBerry L., \*Jones U (Shelby), \*Cooper B, \*Turner (Shelby), \*Miller L.

**\*House Bill No. 1045** -- Insurance, Health, Accident - Clarifies general medical assistance subrogation policy; states policy language requiring injured insured to pay attorney fees and litigation cost is void; maintains state right to subrogation subject to attorney fees. Amends TCA Title 56, Chapter 1 and Title 71, Chapter 5. by \*Armstrong.

**House Bill No. 1046** -- Sunset Laws - Mid-Cumberland community action agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1047** -- Sunset Laws - Mid-Cumberland human resource agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 26. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1048** -- Sunset Laws - Mid-East community action agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1049** -- Sunset Laws - Mountain Valley economic opportunity authority, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5. by \*Kernell, \*Brooks, \*Cooper B.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1050** -- Sunset Laws - Northwest Tennessee economic development council, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1051** -- Taxes, Franchise - Allows measure of tax levied to be greater than value of exempt industrial machinery and adds definition of exempt industrial machinery. Amends TCA Title 67, Chapter 4, Part 21. by \*Cole (Dyer).

**House Bill No. 1052** -- Taxes, Franchise - Removes value of exempt industrial machinery from minimum tax base and defines "exempt industrial machinery". Amends TCA Title 67, Chapter 4, Part 21. by \*Cole (Dyer).

**House Bill No. 1053** -- Taxes, Franchise - Allows measure of tax levied to be greater than value of exempt industrial machinery. Amends TCA Title 67, Chapter 4, Part 21. by \*Cole (Dyer).

**House Bill No. 1054** -- Professions and Occupations - Clarifies that general contractors law does not apply to alarm system contractors. Amends TCA Title 62, Chapter 6. by \*Cole (Dyer).

**House Bill No. 1055** -- Motor Vehicles - Clarifies that motor vehicle dealer may charge document preparation fee, processing fee, or servicing fee in addition to sales price and this does not constitute false or misleading practice for purposes of denial or suspension of license if such charges are separately disclosed to buyer. Amends TCA Section 55-17-114. by \*Cole (Dyer).

**House Bill No. 1056** -- Gas, Petroleum Products, Volatile Oils - Allows utility district, electric cooperative, or municipal electric to enter into or remain in retail sale and distribution of liquefied petroleum gas if such is provided by for-profit corporation in which all stock is owned by utility district, electric cooperative, or municipal electric. Amends TCA Title 6; Title 7; Title 65 and Title 67. by \*Cole (Dyer).

**House Bill No. 1057** -- Professions and Occupations - Changes annual certification period for alarm contractor licensing from annual to biennial. Amends TCA Title 62, Chapter 32. by \*Cole (Dyer).

**House Bill No. 1059** -- Telecommunications - Changes time for gauging maximum rate for non-basic services from June 6, 1995, to July 1, 2001. Amends TCA Section 65-5-208. by \*Head.

**House Bill No. 1060** -- Utilities, Utility Districts - Specifies that municipal power plant or utility district is not required to charge processing fee when customer makes payment with credit or debit card. Amends TCA Title 7, Chapter 52 and Section 9-1-108. by \*Armstrong, \*Boyer, \*Bunch, \*Bittle, \*Buck, \*Tindell, \*Hagood, \*Overbey.

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1061** -- Sunset Laws - Northwest Tennessee human resource agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 26. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1062** -- Sunset Laws - Perinatal advisory committee, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1063** -- Hospitals and Health Care Facilities - Creates new class of health care facilities for facilities with less than 30 beds for purposes of assessing health care facility fees based on number of beds; revises present fees for other classes of health care facilities. Amends TCA Section 68-11-216. by \*Kernell, \*Brooks, \*Cooper B, \*Turner (Shelby).

**House Bill No. 1064** -- Sunset Laws - Committee for clinical perfusionists, June 30, 2002. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 28. by \*Kernell, \*Brooks, \*Cooper B.

**\*House Bill No. 1065** -- Sunset Laws - Board for licensing health care facilities, June 30, 2001. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 11. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1066** -- Sunset Laws - Southwest Tennessee human resource agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 26. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1067** -- Sunset Laws - Southeast Tennessee human resource agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 26. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1068** -- Sunset Laws - South Central Tennessee human resource agency, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 13, Chapter 26. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1069** -- Sunset Laws - Safe employment education and training advisory committee, June 30, 2004. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1070** -- Sunset Laws - State board of occupational and physical therapist examiners, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 13. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1071** -- Sunset Laws - Petroleum underground storage tank board, June 30, 2005. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 215. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1072** -- Sunset Laws - Public health council, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1073** -- Sunset Laws - Renal disease advisory committee, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 35. by \*Kernell, \*Brooks, \*Cooper B.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1074** -- Sunset Laws - Medical care and cost containment committee, June 30, 2004. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6. by \*Kernell, \*Brooks, \*Cooper B.

**House Bill No. 1075** -- State Employees - Requires plans administered by state insurance committee to have benefits no less than those required of private employers under certain state laws; requires studies of costs of benefits of state plan to be compared with those of private plans. Amends TCA Title 8; Title 56; Title 63 and Title 71. by \*Williams (Williamson).

**House Bill No. 1076** -- Zoning - Authorizes, under certain circumstances, transfer of development rights to town, city, county, metropolitan county, state, or nonprofit conservation or preservation organization notwithstanding certain zoning regulations that may otherwise restrict such transfers. Amends TCA Section 13-7-101 and Section 13-7-201. by \*Sargent, \*Godsey, \*Rowland, \*Davis (Washington), \*Williams (Williamson), \*Westmoreland, \*Davis (Cocke), \*Montgomery, \*Bone.

**House Bill No. 1077** -- Handgun Permits - Exempts retired law enforcement officers and honorably discharged veterans from \$115 handgun carry permit application fee and \$50.00 handgun carry permit renewal fee. Amends TCA Section 39-17-1351. by \*West.

**House Bill No. 1078** -- Adoption - Prohibits counseling and legal fees relating to adoption being charged to parent giving up child for adoption. Amends TCA Title 36, Chapter 1, Part 1. by \*West.

**House Bill No. 1079** -- Tourism - Authorizes commissioner of tourism to operate toll-free telephone line to provide tourist information and weather, and receive questions from persons interested in Tennessee. Amends TCA Title 4, Chapter 3, Part 22; Title 7, Chapter 88, Part 1 and Title 64, Chapter 7. by \*West.

**House Bill No. 1080** -- Firearms and Ammunition - Requires department of safety to conduct study of concealed carry permit law; such study to be completed by February, 2002. Amends TCA Title 39, Chapter 17, Part 13. by \*West.

**\*House Bill No. 1081** -- Law Enforcement - Authorizes retired law enforcement officers to wear uniforms, to attend POST training at no expense to officers, to serve with active law enforcement officers, and to receive license as security guard/officer without undergoing background check. Amends TCA Title 38, Chapter 8 and Title 62, Chapter 35. by \*West.

**House Bill No. 1082** -- Employees, Employers - Requires criminal background checks of persons working in residential facilities that house persons with developmental disabilities; requires three employees on premises at all times persons with developmental disabilities are present. Amends TCA Title 33, Chapter 2, Part 4. by \*West.

**House Bill No. 1083** -- Fire Prevention and Investigation - Authorizes privatization of fire protection services in municipality or county upon approval of voters in such municipality or county; would not affect contracts for such services in existence on bill's effective date. by \*West.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1084** -- Employees, Employers - Requires, when minor takes drug test as part of job application process, notification to parents or guardians of minors' drug test results. Amends TCA Title 50, Chapter 9. by \*West.

**House Bill No. 1085** -- Medical Occupations - Requires home medical equipment providers to be licensed by board of licensing health care facilities; imposes penalties for operating without license. Amends TCA Title 68, Chapter 11. by \*West.

**House Bill No. 1086** -- Courts - Requires all alternative treatment programs operated in conjunction with courts to register with circuit court clerk and to provide information relative to effectiveness of such program. Amends TCA Title 16, Chapter 21 and Title 40, Chapter 20. by \*West.

**House Bill No. 1087** -- Boards and Commissions - Revises membership of Tennessee commission of Indian affairs to require three members to be of Indian descent and be selected by tribal or Indian community consent. Amends TCA Title 4, Chapter 34, Part 1. by \*West.

**\*House Bill No. 1088** -- Courts - Authorizes drug court in Davidson County to contract with attorneys and collection firms to collect fines assessed by such drug court; collected fines to be used specifically for operation and conduct of court. Amends TCA Section 40-24-105. by \*West.

**House Bill No. 1089** -- Sales - Increases transitory vendor's fee from \$25 to \$50; designates in Davidson County chief of police will have authority to administer laws pertaining to transitory vendors. Amends TCA Title 62, Chapter 30, Part 1. by \*West.

**\*House Bill No. 1090** -- Private Protective Services - Authorizes law enforcement officers to wear their official uniforms while acting as private security guards/officers. Amends TCA Title 62, Chapter 35, Part 1. by \*West.

**House Bill No. 1091** -- Criminal Offenses - Specifies penalty for initiating false report of bomb, fire, or other emergency to be Class E felony. Amends TCA Section 39-16-502. by \*West.

**House Bill No. 1092** -- Workers' Compensation - Entitles injured employee covered by workers' compensation to select any physician or surgeon participating in TennCare program to provide treatment, provided physician or surgeon agrees to accept same reimbursement for treating employee as received from TennCare. Amends TCA Title 50, Chapter 6 and Title 71, Chapter 5. by \*West.

**House Bill No. 1093** -- Hospitals and Health Care Facilities - Requires that fire-safety standards for assisted-care living facilities be as stringent as those for nursing homes; requires fire-safety standards apply to all persons living at regulated facility. Amends TCA Title 68, Chapter 11, Part 2. by \*West.

**House Bill No. 1094** -- Firearms and Ammunition - Clarifies that permit to carry handgun is no defense to illegal possession or carrying of firearm under applicable hunting and fishing laws. Amends TCA Title 39, Chapter 17, Part 13. by \*West.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1095** -- Criminal Offenses - Creates offense of having hoax explosive device; redefines "explosive device" to include pipe bomb; increases penalty from Class E to Class C felony. Amends TCA Title 39, Chapter 17, Part 13. by \*West.

**House Bill No. 1096** -- Firearms and Ammunition - Exempts certain persons from prohibitions on carrying firearms on school property or where alcoholic beverages are sold; clarifies that person carrying weapon pursuant to concealed carry permit not subject to provisions prohibiting carrying weapons for purpose of going armed. Amends TCA Title 39, Chapter 17, Part 13. by \*West.

**House Bill No. 1097** -- Private Protective Services - Revises defense to carrying weapon for purpose of going armed to provide that registered private security officer or guard carrying club/baton has defense if such person has in possession certification card stating that such person has had training by certified trainer/instructor in use of club/baton. Amends TCA Section 39-17-1308. by \*West.

**House Bill No. 1098** -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specialty earmarked license plates for National Rifle Association. Amends TCA Title 55, Chapter 4. by \*West.

**House Bill No. 1099** -- Firearms and Ammunition - Clarifies that prohibition relative to carrying weapons on public parks and playgrounds does not apply to firearms carried pursuant to concealed carry permit. Amends TCA Section 39-17-1311. by \*West.

**House Bill No. 1100** -- Handgun Permits - Provides that concealed carry permits apply to firearms rather than handguns. Amends TCA Section 39-17-1351. by \*West.

**House Bill No. 1101** -- Handgun Permits - Exempts persons with concealed carry permits from prohibition against carrying weapon outside of applicable hunting season. Amends TCA Title 70, Chapter 4. by \*West.

**House Bill No. 1102** -- Firearms and Ammunition - Prohibits possession of firearms in establishments whose primary or sole product is sale of alcoholic beverages; removes such prohibition for restaurants and related establishments. Amends TCA Section 39-17-1305. by \*West.

**House Bill No. 1103** -- Education - Requires Tennessee Student Assistance Corporation to administer support personnel loan scholarship program for Tennesseans who aspire to be teachers; establishes criteria for participation and loan repayment and forgiveness. Amends TCA Title 49, Chapter 4, Part 7. by \*Scroggs.

**House Bill No. 1104** -- Taxes, Amusement - Exempts tickets purchased to event sanctioned under auspices of sports authority and NCAA from amusement tax. Amends TCA Section 67-6-212. by \*Scroggs.

**House Bill No. 1105** -- Death - Establishes form for appointing persons with power to dispose of remains; establishes priority list of persons who possess that power without designation by decedent; establishes certain duties concerning interments. Amends TCA Title 62 and Title 68, Chapter 4. by \*Odom.

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1106** -- Funeral Directors and Embalmers - Exempts sale of funeral merchandise from practice of funeral directing; requires funeral director to disclose certain information concerning sale of funeral merchandise. Amends TCA Title 62, Chapter 5. by \*Odom.

**House Bill No. 1107** -- Health, Dept. of - Prohibits forms of department from including questions about guns person owns or has in home. Amends TCA Title 4, Chapter 3, Part 18. by \*West.

**House Bill No. 1108** -- Criminal Procedure - Requires bounty hunters operating in state to attend annually eight hours of training by department of commerce and insurance, such training shall include nonviolent apprehension of persons. Amends TCA Title 40, Chapter 11, Part 3. by \*West.

**House Bill No. 1109** -- Tort Liability - Places EMTs and paramedics working for governmental entity under protection of Governmental Tort Liability Act. Amends TCA Section 29-20-310. by \*West.

**House Bill No. 1110** -- Law Enforcement - Authorizes retired law enforcement officers to wear uniforms, to attend POST training at no expense to officers, to serve with active law enforcement officers, and to receive license as security guard/officer without undergoing background check. Amends TCA Title 38, Chapter 8 and Title 62, Chapter 35. by \*West.

**House Bill No. 1111** -- Highway Signs - Father Ryan High School, I-65 in Davidson County. by \*West.

**House Bill No. 1112** -- Insurance Companies, Agents, Brokers, Policies - Specifies that commissioner of commerce and insurance shall set fees for obtaining and renewing insurance agent licenses. Amends TCA Title 56. by \*West.

**House Bill No. 1113** -- Zoning - Authorizes municipal legislative body in any home rule municipality located in county with charter form of government to review and veto decisions by zoning authority. Amends TCA Title 13, Chapter 7. by \*West.

**House Bill No. 1114** -- Contractors - Requires all home inspectors to be certified; authorizes board of licensing contractors to enforce violations by persons not qualified to conduct home inspections for fee. Amends TCA Title 4, Chapter 29 and Title 62, Chapter 6. by \*West.

**House Bill No. 1115** -- Hotels and Restaurants - Requires that playgrounds attached to restaurant be inspected for health and safety violations when restaurant is inspected; authorizes commissioner of health to charge fee for such playground inspection. Amends TCA Title 68, Chapter 14, Part 3. by \*West.

**House Bill No. 1116** -- Veterans - Redefines "disabled veteran" for tax relief purposes to include veterans disabled by mental stress or suffering incurred while performing military services. Amends TCA Section 5-8-102 and Title 67. by \*West.

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1117** -- Explosives - Requires blaster, when blasting done in proximity to highway, to post signs requiring motorists to turn off cell phones and transmitting devices using radio-controlled frequencies; requires that such signs be removed within 72 hours of blasting being completed. Amends TCA Title 68, Chapter 105. by \*West.

**House Bill No. 1118** -- Taxes, Sales - Reestablishes tax amount due and owing on aircraft sales to sales tax rate on first \$100,000 and 3 percent on amounts in excess of \$100,000. Amends TCA Title 4, Chapter 29, Part 2 and Title 67, Chapter 6, Part 2. by \*Westmoreland.

**House Bill No. 1119** -- Claims Commission, Tennessee - Extends term of office for persons serving on commission from six years to eight years. Amends TCA Title 9, Chapter 8, Part 3. by \*Cole (Dyer).

**House Bill No. 1120** -- Motor Vehicles - Requires persons repossessing motor vehicle to notify local law enforcement authorities of vehicle identification number of such motor vehicle within 48 hours of such repossession. Amends TCA Title 47, Chapter 9 and Title 55, Chapter 16. by \*Curtiss.

**House Bill No. 1121** -- Plumbers and Plumbing - Creates state plumbing board; requires all persons practicing plumbing to be licensed by January 1, 2002. Amends TCA Title 62. by \*Curtiss.

**House Bill No. 1122** -- Health Care - Enacts "Health Care Provider Joint Negotiation Act." Amends TCA Title 47 and Title 63. by \*Curtiss.

**House Bill No. 1123** -- Health Care - Enacts "Health Care Provider Joint Negotiation Act." Amends TCA Title 47 and 63. by \*Curtiss.

**House Bill No. 1124** -- Motor Vehicles - Requires parked authorized emergency vehicle to use only visual signals instead of visual and audible signals used when vehicle is in motion. Amends TCA Title 55, Chapter 8. by \*Curtiss.

**House Bill No. 1125** -- Consumer Protection - Provides that credit transaction in compliance with state disclosure requirements is also deemed to be transaction authorized by laws of this state and United States for purposes of exempting it from consumer protection act. Amends TCA Section 47-14-125. by \*Curtiss, \*Cole (Carter).

**House Bill No. 1126** -- Purchasing - Modifies procedures pertaining to public contracts. Amends TCA Title 12. by \*Head.

**House Bill No. 1127** -- Teachers, Principals and School Personnel - Provides that estimates of specific teacher effects and other TCAP test data be provided to teachers not later than five days from end of school year; later data not to be used in teacher evaluations. Amends TCA Section 49-1-606. by \*Davis (Cocke).

**House Bill No. 1128** -- Bail, Bail Bonds - Permits court to allow defendant to pay 10 percent of bail amount with agreement to pay full amount if defendant fails to appear in court. Amends TCA Title 40, Chapter 11. by \*Windle.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1129** -- Children - Directs commission on children and youth and commissioners of children's services, correction, education, health, human services, mental health and developmental disabilities, and other affected departments to prepare plan for general assembly by 1/1/02 for consolidation of state services to children. Amends TCA Title 4; Title 8; Title 33; Title 36; Title 37; Title 41; Title 49; Title 68 and Title 71. by \*Winningham.

**House Bill No. 1130** -- Teachers, Principals and School Personnel - Allows hearing on dismissal or suspension of teachers to be held in private if needed to protect identity of specific juvenile. Amends TCA Section 49-5-512. by \*Winningham.

**House Bill No. 1131** -- Education - Enacts "Tennessee Charter Schools Act of 2001.". by \*Winningham.

**House Bill No. 1132** -- Alcoholic Offenses - Effective June 30, 2003, decreases from .10 percent to .08 percent blood alcohol content required to commit offense of DUI; repeals offense of adult DWI, but permits use of prior convictions for certain purposes. Amends TCA Title 55, Chapter 10 and Title 55, Chapter 50. by \*McDonald, \*Buck, \*Davidson, \*Rinks, \*White, \*Bone, \*Garrett, \*Winningham, \*Shaw, \*Ridgeway, \*Pinion, \*Jones, S., \*Pruitt, \*Hargrove, \*Windle, \*Shepard, \*Fowlkes, \*West, \*Curtiss, \*Hood, \*Fraleigh, \*Briley, \*Cooper B, \*Brooks, \*Odom, \*Maddox, \*Fitzhugh, \*McMillan, \*Rhinehart.

**House Bill No. 1133** -- Domestic Violence - Authorizes supreme court to consult with domestic violence coordinating council and to promulgate forms for orders of protection that are uniform with similar forms promulgated in other states and removes present such forms from statute. Amends TCA Section 36-3-604. by \*McMillan.

**House Bill No. 1134** -- Domestic Violence - Requires any person serving legal papers or process on family violence shelter or person in shelter to first contact shelter and make arrangements for service. Amends TCA Section 71-6-208. by \*McMillan.

**House Bill No. 1135** -- Domestic Violence - Creates new statutory forms for petitions for orders of protection, orders of protection, and ex parte orders of protection. Amends TCA Title 36, Chapter 3, Part 6. by \*McMillan.

**House Bill No. 1136** -- Divorce, Annulment and Alimony - Creates injunctions to protect marital assets in separation and divorce situations. Amends TCA Section 36-4-106. by \*McMillan.

**House Bill No. 1137** -- Emergency Communications Districts - Requires members of emergency communications districts to serve until replacement members are appointed; authorizes emergency communications board to set rate structure sufficient to provide for expenses and maintenance of district. Amends TCA Section 7-86-105 and Section 7-86-304. by \*McMillan.

**House Bill No. 1138** -- Criminal Offenses - Raises from six or under to eight or under age of child whose abuse or neglect would be punishable as Class D felony, or Class A felony if aggravated; imposes Class D felony, or Class A felony if aggravated, for abuse or neglect of child with developmental disability based upon mental retardation with I.Q. 70 or below. Amends TCA Title 39, Chapter 15, Part 4. by \*McMillan.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 1139** -- Probation and Parole - Prohibits private entities providing misdemeanor probation services from engaging in business dealings that conflict with probation services contract, from having personal business dealings or loaning money to probationers or from having personnel related to probationers under their supervision. Amends TCA Section 40-35-302. by \*McMillan.

**House Bill No. 1140** -- Campaigns and Campaign Finance - Only requires three members of registry of election finance to file written request with chair to call special meeting instead of four as presently required. Amends TCA Title 2, Chapter 10. by \*McMillan.

**House Bill No. 1141** -- Campaigns and Campaign Finance - Requires registry of election finance to create electronic filing system to be available beginning with 2002 state primary election; imposes fee on multicandidate political campaign committee to be retained by registry and used for such filing system. Amends TCA Title 2, Chapter 10. by \*McMillan, \*Kisber.

**House Bill No. 1142** -- Domestic Violence - Conforms statute establishing conditions for release on bond for persons charged with domestic abuse offenses to latest definition of domestic abuse "victim". Amends TCA Section 40-11-150. by \*McMillan.

**House Bill No. 1143** -- Safety - Clarifies that driver of authorized emergency vehicle has duty to drive with due regard for safety when responding to emergency call, fire alarm, or when driving en route to site of catastrophic event. Amends TCA Title 29, Chapter 20 and Title 55, Chapter 8, Part 1. by \*McMillan.

**House Bill No. 1144** -- Safety - Clarifies that emergency vehicular privileges also extend to drivers of emergency vehicles who are responding to catastrophic emergencies other than fire. Amends TCA Title 55, Chapter 8, Part 1. by \*McMillan.

**House Bill No. 1145** -- Sentencing - Creates additional enhancement factors for sentencing of persons convicted of vehicular assault. Amends TCA Section 39-13-213 and Title 40, Chapter 35, Part 1. by \*McMillan.

**House Bill No. 1146** -- Probation and Parole - Removes probation eligibility of person convicted of vehicular homicide due to intoxication. Amends TCA Title 39 and Title 40. by \*McMillan.

**House Bill No. 1147** -- Criminal Offenses - Conforms definition of person against whom offense of domestic assault may be committed to definition of "victim" for purposes of domestic abuse law. Amends TCA Title 8; Title 38; Title 39, Chapter 13, Part 1 and Title 40, Chapter 35. by \*McMillan.

**House Bill No. 1148** -- State Employees - Redefines "state employee" to include members of TCRS who work 100 days per year for purpose of provision for defense counsel for state employees on civil action based on employees actions in scope of employment. Amends TCA Title 8, Chapter 42, Part 1. by \*McMillan.

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1149** -- Domestic Violence - Requires notification to victim of domestic assault of release on bail of assault defendant and updates scope of order of protection to conform to present definition of domestic abuse "victim". Amends TCA Title 36, Chapter 3, Part 6. by \*McMillan.

**House Bill No. 1150** -- Emergency Communications Districts - Removes limitation on emergency telephone service charge being imposed on no more than 100 exchange access facilities per service user per location. Amends TCA Section 7-86-108. by \*McMillan.

**House Bill No. 1151** -- Sexual Offenses - Redefines "victim" for purpose of sexual offense to include defendant's spouse; prohibits party to divorce or custody proceeding from alleging charge of rape against other party unless there has been conviction; deletes offenses of spousal rape and spousal sexual battery. Amends TCA Title 39, Chapter 13, Part 5. by \*McMillan.

**House Bill No. 1152** -- Tobacco Master Settlement Agreement - Provides that funds received in future, as well as fiscal year 2000-2001, will be allocated 50 percent to each health trust fund and agricultural fund. Amends TCA Title 4, Chapter 3, Part 18; Title 4, Chapter 31; Title 4, Chapter 3, Part 8; Title 9; Title 49; Title 68 and Title 71, Chapter 5. by \*Armstrong, \*McKee, \*McDaniel, \*Caldwell, \*DeBerry L.

**House Bill No. 1153** -- Tobacco Master Settlement Agreement - Provides that all funds received from tobacco master settlement in fiscal year 2000-2001, as well as in future, will be allocated 50 percent to each health fund and agricultural fund; any fund balance shall be carried forward. Amends TCA Title 4, Chapter 3, Part 18; Title 4, Chapter 3, Part 8; Title 4, Chapter 31; Title 4, Chapter 3, Part 2; Title 9; Title 43, Title 49; Title 68 and Title 71, Chapter 5. by \*Armstrong, \*McKee, \*McDaniel, \*Caldwell, \*DeBerry L.

**\*House Bill No. 1154** -- Insurance, Fire and Casualty - Expands type of coverage county mutual fire insurance companies are authorized to provide. Amends TCA Title 56, Chapter 22, Part 1. by \*Ford S, \*Sargent, \*Rhinehart, \*Walker, \*Patton, \*Curtiss, \*Bowers, \*Wood, \*Cole (Carter).

**House Bill No. 1155** -- Bail, Bail Bonds - Requires bondsman to verify accuracy of address given by defendant for whom bail has been set; statement that address has been verified prerequisite to bounty hunter taking person into custody who has failed to appear in court; failure or negligence in verifying address results in bondsman and bounty hunter being jointly and severally liable for property damage, injury or death caused to third party by bounty hunter at given address. Amends TCA Title 40, Chapter 11, Part 3. by \*Langster, \*Head.

**House Bill No. 1156** -- Managed Care Organizations - Revises requirements necessary for HMO to obtain certificate of authority and information which must be included in evidence of coverage. Amends TCA Title 56, Chapter 32. by \*Hagood, \*McDaniel, \*Cole (Dyer), \*Lewis.

**\*House Bill No. 1157** -- Criminal Offenses - Requires persons convicted of vehicular homicide or aggravated vehicular homicide to serve 85 percent of their sentences; increases taxes imposed on gallon of spirits from \$4.00 to \$4.70 to fund increased costs of incarceration. Amends TCA Title 39, Chapter 13, Part 2; Section 40-35-501; Title 57 and Title 67. by \*Godsey.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**\*House Bill No. 1158** -- Medical Occupations - Revises renewal of licenses and permits for emergency services and emergency services vehicles from one to two years; authorizes prorated fees during transition from one to two year renewals; removes \$25,000 cap on reinstatement fee for EMS personnel. Amends TCA Title 68, Chapter 140. by \*Godsey.

**House Bill No. 1159** -- Tobacco, Tobacco Products - Substitutes person under age 21 for minor in certain statutes relating to youth access to tobacco. Amends TCA Title 39, Chapter 17, Part 15 and Section 47-18-2004. by \*Black.

**House Bill No. 1160** -- Hospitals and Health Care Facilities - Creates three-tier career path for nursing home assistants; provides that participants receive \$500 upon achieving each career level; specifies course of study for each tier of career path. Amends TCA Title 68, Chapter 11. by \*Black.

**House Bill No. 1161** -- Alcoholic Beverages - Defines "theater" for authorization of sale and consumption of alcoholic beverages; authorizes sale and consumption of alcoholic beverages at Premier Theater Bistro in Memphis. Amends TCA Title 57, Chapter 4. by \*Jones U (Shelby).

**House Bill No. 1162** -- Taxes, Real Property - Increases, from \$10,550 to \$15,000, annual income for low income, elderly property tax relief; excludes consideration of first \$350 of social security or disability benefits; sets future adjustment rates; excludes remainder or reversion interest and nursing home costs. Amends TCA Title 67. by \*Jones U (Shelby), \*Langster, \*DeBerry J.

**House Bill No. 1163** -- Railroads - Requires railroads to maintain rights-of-way within municipal boundaries in accordance with local health and environmental laws and ordinances, in addition to maintaining highway crossings; authorizes municipalities and counties to adopt by reference such provisions and to enforce compliance by payment of fine for violations. Amends TCA Title 65, Chapter 11, Part 1. by \*Jones U (Shelby), \*DeBerry J.

**House Bill No. 1164** -- Holidays and Days of Special Observance - Designates days of statewide elections as state holidays. Amends TCA Title 15. by \*Jones U (Shelby).

**House Bill No. 1165** -- Racing and Motor Sports - Revives Tennessee state racing commission; authorizes counties that have approved pari-mutuel wagering on horse racing to vote on whether to permit simulcast of racing events; specifies fees to be paid to department of revenue from simulcast revenues. Amends TCA Title 4. by \*Jones U (Shelby).

**House Bill No. 1166** -- Courts - Prohibits assessment of court costs if case against defendant is dismissed. Amends TCA Section 40-25-123 and Title 55. by \*Jones U (Shelby).

**House Bill No. 1167** -- Professions and Occupations - Deletes grandfather provisions which permitted certain persons to obtain license as limited licensed electrician without examination. Amends TCA Section 62-6-111. by \*Jones U (Shelby).

**House Bill No. 1168** -- Tort Liability - Defines emergency medical technicians and emergency medical technician paramedics as government employees and not health care practitioners for purposes of Governmental Tort Liability Act. Amends TCA Section 29-20-102. by \*Jones U (Shelby).

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1169** -- Hospitals and Health Care Facilities - Extends limitation on health facility commission through June 30, 2003, prohibiting issuance of certificates of need for new nursing home beds, including conversion of hospital beds and including conversion to swing beds; deletes refund provision. Amends TCA Section 68-11-122. by \*McDaniel.

**House Bill No. 1170** -- Hospitals and Health Care Facilities - Extends annual nursing home tax for two years beginning on July 1, 2001; reduces tax to \$2,600 from \$3,250 beginning on July 1, 2001; deletes provision for reduction of tax based upon HCFA approval of intergovernmental transfer program. Amends TCA Title 68, Chapter 11, Part 2. by \*McDaniel.

**House Bill No. 1171** -- Pensions and Retirement Benefits - Provides retirement benefits for superseded Class C retirement members (highway patrol officers) shall be computed on member's three highest compensated years of consecutive service. Amends TCA Section 8-34-101(4). by \*McDaniel.

**House Bill No. 1172** -- TennCare - Creates TennCare policy committee, as governmental entity, to assist in oversight of TennCare, provide independent advice to legislative and executive branches, and make recommendations Amends TCA Title 4 and Title 71. by \*McDaniel.

**House Bill No. 1173** -- Historical Sites and Preservation - Transfers jurisdiction and control of Chucalissa Indian Village and Museum from University of Memphis to department of environment and conservation. by \*Cooper B, \*Turner (Shelby), \*Shaw, \*Bowers, \*Armstrong, \*Jones U (Shelby), \*Miller L, \*Langster, \*DeBerry L.

**House Bill No. 1174** -- Education - Permits commissioner of education to make grants to individual schools to provide for additional resources to compensate for instructional time lost due to weather. Amends TCA Title 49, Chapter 3, Part 3. by \*Cooper B, \*Turner (Shelby), \*Shaw, \*Bowers, \*Armstrong, \*Jones U (Shelby), \*Miller L, \*Langster, \*DeBerry L.

**House Bill No. 1175** -- Economic and Community Development - Enacts "Tennessee International Trade and Export Development Act of 2001." Amends TCA Title 13, Chapter 27. by \*Cooper B, \*DeBerry L, \*Bowers, \*Brooks, \*Turner (Shelby), \*Jones U (Shelby), \*DeBerry J.

**House Bill No. 1176** -- Education - Establishes program to upgrade certain discarded computers for use in schools by students. Amends TCA Title 41 and Title 49. by \*Cooper B, \*Turner (Shelby), \*Armstrong, \*Jones U (Shelby), \*Langster, \*DeBerry L, \*Bowers.

**House Bill No. 1177** -- Education - Requires personal finance education component to be added to K-12 curriculum. Amends TCA Title 49, Chapter 6, Part 10. by \*Cooper B, \*DeBerry L, \*Bowers, \*Brooks, \*Turner (Shelby), \*DeBerry J, \*Jones U (Shelby), \*Pleasant.

**House Bill No. 1178** -- Pensions and Retirement Benefits - Provides for state sharing in or reimbursement of health insurance premiums for retired teachers. Amends TCA Section 8-27-302. by \*Jones U (Shelby).

**House Bill No. 1179** -- Pensions and Retirement Benefits - Increases maximum cost-of-living annual adjustment in TCRS from 3 percent to 5 percent. Amends TCA Title 8, Chapter 36, Part 7. by \*Shepard.

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1180** -- Education - Requires integrated pest management programs in public schools. Amends TCA Title 49, Chapter 50. by \*Chumney, \*Williams (Williamson), \*Sargent.

**House Bill No. 1181** -- Education, Higher - Merges Nashville State Technical Institute and state technology center at Nashville into new Nashville State Technical Community College. Amends TCA Title 49, Chapter 8. by \*Harwell.

**House Bill No. 1182** -- Home Improvement Contractors - Authorizes home improvement contractor to receive more than one-third deposit if contractor furnishes performance bond that is at least 1 percent of contractor's annual net sales. Amends TCA Section 62-37-112. by \*Armstrong.

**House Bill No. 1183** -- Consumer Protection - Discourages deceptive sale or promotion of health-related cash discount cards or other similar items. by \*Shepard, \*Odom.

**House Bill No. 1184** -- Tort Liability - Increases minimum insurance requirements for governmental tort liability purposes. Amends TCA Section 29-20-403. by \*Sands.

**House Bill No. 1185** -- Tort Liability - Gives directors and officers of workers' compensation self-insurance pooling arrangements same immunity from actions for breach of fiduciary duty as those of other nonprofit organizations have. Amends TCA Title 48, Chapter 58, Part 6. by \*Sands.

**House Bill No. 1186** -- Utilities, Utility Districts - Effective July 1, 2001, and every five years thereafter, adjusts present amount of contracts which may be let without approval of supervisory body of municipal electric plant to reflect percentage change in average consumer price index; contract amount presently set at \$50,000. Amends TCA Title 7, Chapter 52. by \*Sands.

**House Bill No. 1187** -- Hospitals and Health Care Facilities - Extends from 70 to 90 days amount of time health facilities commission may defer decisions concerning application to obtain clarification of information concerning applications properly before commission if there are no simultaneous review applications being concurrently considered by commission with deferred application. Amends TCA Title 68, Chapter 11. by \*McMillan.

**House Bill No. 1188** -- Sunset Laws - Health facilities commission, June 30, 2002; extends, from 70 days to 90 days, commission's period for decision making; reduces quorum for board for licensing health care facilities from 10 to 9. Amends TCA Title 4 and Title 68, Chapter 11. by \*McMillan.

**House Bill No. 1189** -- Hospitals and Health Care Facilities - Deletes July 1, 2001, expiration of restrictions on commissioner of health's authority to impose violation, citation, deficiency, or civil penalty on nursing home for conditions found during nursing home survey that relate to medically necessary physician's order. Amends TCA Section 68-11-210. by \*Ferguson.

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1190** -- Insurance Companies, Agents, Brokers, Policies - Permits dental service plan corporations to keep required records by electronic means. Amends TCA Title 56, Chapter 30, Part 1. by \*Ferguson.

**House Bill No. 1191** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Tennessee Titans new specialty earmarked license plate; allocates 50 percent of funds produced from sale thereof to Tennessee Titans Foundation. Amends TCA Title 55, Chapter 4. by \*Fowlkes.

**House Bill No. 1192** -- Insurance Companies, Agents, Brokers, Policies - Clarifies that determination or review of claims by dentist for dental service corporation is not "practice of dentistry." Amends TCA Title 56, Chapter 30, Part 1. by \*Lewis.

**House Bill No. 1193** -- Mental Retardation - Sets principles for services to Tennesseans with developmental disabilities and sets specific requirements for providing services to individuals with disabilities and their families over next few years. Amends TCA Title 33. by \*Buck, \*Armstrong, \*Ferguson, \*Pruitt.

**House Bill No. 1194** -- Salaries and Benefits - Requires prevailing wage commission to determine prevailing wage for building construction annually instead of biennially and to take into consideration fringe benefits in calculating prevailing wage for such industry. Amends TCA Title 12, Chapter 4, Part 4. by \*DeBerry L, \*Bowers.

**House Bill No. 1195** -- Teachers, Principals and School Personnel - Provides for 30-day open enrollment period in which teachers who are not state employees may apply for health insurance coverage. Amends TCA Title 8, Chapter 27, Part 3. by \*Phillips.

**House Bill No. 1196** -- Tort Liability - Declares that certain governmental tort liability provisions do not apply to physicians. by \*Westmoreland.

**House Bill No. 1197** -- Tort Liability - Enacts "Publicly Funded Professional Liability Coverage for Volunteer Physicians Act." Amends TCA Title 8; Title 9; Title 29, Chapter 26 and Title 63, Chapter 6, Part 9. by \*Williams (Williamson).

**House Bill No. 1198** -- Education - Provides for grants of \$30,000 each to Boys and Girls Clubs statewide to implement "Project Learn" after-school programs. by \*DeBerry J, \*Westmoreland, \*Newton, \*McKee, \*Arriola, \*Jones, S., \*Cole (Carter), \*Whitson, \*Turner (Shelby), \*Jones U (Shelby), \*Briley, \*Garrett, \*Bowers, \*DeBerry L, \*Miller L, \*Chumney.

**House Bill No. 1199** -- Education - Implements pilot program with \$30,000 grants to six Boys and Girls Clubs selected by commissioner of education to establish "Project Learn" after-school programs. by \*DeBerry J, \*Westmoreland, \*McKee, \*Jones, S., \*Arriola, \*Newton, \*Cole (Carter), \*Whitson, \*Turner (Shelby), \*Jones U (Shelby), \*Briley, \*Garrett, \*DeBerry L, \*Miller L, \*Chumney, \*Bowers.

**House Bill No. 1200** -- Election Laws - Revises certain qualifying deadlines for candidates in elections for county office. Amends TCA Section 2-5-101. by \*Armstrong.

## **THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 1201** -- Bonding, Surety and Professional - Requires clerks of court and Tennessee Association of Professional Bail Agents to give reports to administrative office of courts which list those professional bondsmen and bonding agents who have complied with continuing education requirements; requires administrative office of courts to issue report showing any discrepancy between two lists. Amends TCA Title 40, Chapter 11 and Title 67. by \*Buck.

**House Bill No. 1202** -- Bail, Bail Bonds - Redefines "unprofessional conduct" to include solicitation of business in any place where prisoners are confined or on any property used by sheriff's department to collect monies from previous bonds. Amends TCA Section 40-11-126. by \*Buck.

**House Bill No. 1203** -- Bail, Bail Bonds - Expands power of bail bondsman or surety to arrest defendant on certified copy of undertaking outside state. Amends TCA Title 40, Chapter 11. by \*Buck.

**House Bill No. 1204** -- Motor Vehicles - Requires venue for any action, arbitration, or mediation between parties or manufacturer and motor vehicle dealer to be state of Tennessee; venue to contrary cannot be waived by contract or other agreement. Amends TCA Title 55, Chapter 17. by \*Buck.

### **HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 841** -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

**House Bill No. 842** -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

**House Bill No. 843** -- Insurance, Motor Vehicles -- Caption Bill Held on House Desk

**House Bill No. 844** -- Telecommunications -- Caption Bill Held on House Desk

**House Bill No. 845** -- Banks and Financial Institutions -- House Commerce Committee

**House Bill No. 846** -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

**House Bill No. 847** -- Highway Signs -- House Transportation Committee

**House Bill No. 848** -- Taxes, Exemption -- House Finance, Ways and Means Committee

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 849** -- Surveyors -- House Commerce Committee

**House Bill No. 850** -- Real Estate Agents and Brokers -- House Commerce Committee

**\*House Bill No. 851** -- Contractors -- House Commerce Committee

**House Bill No. 852** -- Unemployment Compensation -- Caption Bill Held on House Desk

**House Bill No. 853** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

**House Bill No. 854** -- Workers' Compensation -- House Conservation and Environment Committee

**House Bill No. 855** -- Unemployment Compensation -- House Commerce Committee

**House Bill No. 856** -- Election Laws -- House State and Local Government Committee

**House Bill No. 857** -- Public Contracts -- House Consumer and Employee Affairs Committee

**House Bill No. 858** -- Boards and Commissions -- House Conservation and Environment Committee

**House Bill No. 859** -- Prisons and Reformatory Institutions -- House State and Local Government Committee

**\*House Bill No. 860** -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

**House Bill No. 861** -- Consumer Protection -- House Consumer and Employee Affairs Committee

**House Bill No. 862** -- Explosives -- House Government Operations Committee

**House Bill No. 863** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

**House Bill No. 864** -- Taxes, Exemption -- House Commerce Committee

**House Bill No. 865** -- Taxes, Sales -- House Finance, Ways and Means Committee

**House Bill No. 866** -- Taxes, Sales -- House Finance, Ways and Means Committee

**House Bill No. 867** -- Public Records -- House Judiciary Committee

**House Bill No. 868** -- Taxes, Exemption -- House Finance, Ways and Means Committee

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

- House Bill No. 869** -- Taxes, Excise -- House Finance, Ways and Means Committee
- House Bill No. 870** -- Taxes, Franchise -- House Finance, Ways and Means Committee
- House Bill No. 871** -- Taxes, Personal Property -- Caption Bill Held on House Desk
- House Bill No. 872** -- Taxes, Motor Vehicle -- House Finance, Ways and Means Committee
- House Bill No. 873** -- Local Government, General -- House State and Local Government Committee
- House Bill No. 874** -- Taxes, Exemption -- House Finance, Ways and Means Committee
- House Bill No. 875** -- Insurance, Health, Accident -- House Commerce Committee
- House Bill No. 876** -- Industrial Development -- House Finance, Ways and Means Committee
- House Bill No. 877** -- Election Laws -- House State and Local Government Committee
- House Bill No. 878** -- General Assembly -- House State and Local Government Committee
- House Bill No. 879** -- Child Custody and Support -- House Children and Family Affairs Committee
- House Bill No. 880** -- Driver Licenses -- House Education Committee
- House Bill No. 881** -- Mobile Homes and Manufactured Buildings -- House Commerce Committee
- House Bill No. 882** -- Taxes, Sales -- House Finance, Ways and Means Committee
- House Bill No. 883** -- DUI/DWI Offenses -- House Judiciary Committee
- House Bill No. 884** -- Alcoholic Offenses -- House Judiciary Committee
- House Bill No. 885** -- Contractors -- House Commerce Committee
- House Bill No. 886** -- Alcoholic Offenses -- House Judiciary Committee
- House Bill No. 887** -- Campaigns and Campaign Finance -- House State and Local Government Committee
- House Bill No. 888** -- County Officers -- House State and Local Government Committee

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 889** -- Pensions and Retirement Benefits -- House State and Local Government Committee

**House Bill No. 890** -- Health Care -- House Government Operations Committee

**\*House Bill No. 891** -- Criminal Offenses -- House Judiciary Committee

**House Bill No. 892** -- Bail, Bail Bonds -- House Judiciary Committee

**House Bill No. 893** -- Courts, Supreme Court of Tennessee -- House Judiciary Committee

**House Bill No. 894** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

**House Bill No. 895** -- Courts, Juvenile -- House Judiciary Committee

**House Bill No. 896** -- Courts, Supreme Court of Tennessee -- House Judiciary Committee

**House Bill No. 897** -- Workers' Compensation -- House Consumer and Employee Affairs Committee

**House Bill No. 898** -- Eminent Domain -- House Judiciary Committee

**\*House Bill No. 899** -- Tort Liability -- House Judiciary Committee

**House Bill No. 900** -- Grand Juries -- House Judiciary Committee

**House Bill No. 901** -- Courts, Supreme Court of Tennessee -- House Judiciary Committee

**House Bill No. 902** -- Courts, Administrative Office of the -- House Judiciary Committee

**House Bill No. 903** -- Local Education Agency -- House Education Committee

**House Bill No. 904** -- Telecommunications -- House Commerce Committee

**House Bill No. 905** -- Pharmacy, Pharmacists -- House Commerce Committee

**\*House Bill No. 906** -- Motor Vehicles, Titling and Registration -- House Transportation Committee

**House Bill No. 907** -- Tattoo Parlors and Piercing Establishments -- House Health and Human Resources Committee

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 908** -- Traffic Safety -- House Transportation Committee

**House Bill No. 909** -- Traffic Safety -- House Transportation Committee

**House Bill No. 910** -- Traffic Safety -- House Transportation Committee

**House Bill No. 911** -- Traffic Safety -- House Transportation Committee

**House Bill No. 912** -- Historical Commission -- House State and Local Government Committee

**House Bill No. 913** -- Inheritance Laws -- House Judiciary Committee

**House Bill No. 914** -- Securities -- House Commerce Committee

**House Bill No. 915** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 916** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 917** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 918** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 919** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 920** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 921** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 922** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 923** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 924** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 925** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 926** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 927** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 928** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 929** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 930** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 931** -- Sunset Laws -- House Government Operations Committee

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**House Bill No. 932** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 933** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 934** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 935** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 936** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 937** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 938** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 939** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 940** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 941** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 942** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 943** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 944** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 945** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 946** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 947** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 948** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 949** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 950** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 951** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 952** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 953** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 954** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 955** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 956** -- Sunset Laws -- House Government Operations Committee

**House Bill No. 957** -- Sunset Laws -- House Government Operations Committee

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

- House Bill No. 958** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 959** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 960** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 961** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 962** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 963** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 964** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 965** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 966** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 967** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 968** -- Administrative Procedure (UAPA) -- House Government Operations Committee
- House Bill No. 969** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 970** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 971** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 972** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 973** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 974** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 975** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 976** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 977** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 978** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 979** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 980** -- Sunset Laws -- House Government Operations Committee
- House Bill No. 981** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Bill No. 982** -- Highways, Roads and Bridges -- House Conservation and Environment Committee

**House Bill No. 983** -- Driver Licenses -- House Transportation Committee

**House Bill No. 984** -- Alcoholic Beverages -- House State and Local Government Committee

**\*House Bill No. 985** -- Pharmacy, Pharmacists -- House Commerce Committee

**House Bill No. 986** -- Criminal Procedure -- House Judiciary Committee

**House Bill No. 987** -- District Attorneys -- House Judiciary Committee

### REPORTS FROM STANDING COMMITTEES

The committees that met on **February 8, 2001**, reported the following:

#### COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **February 12, 2001**: House Joint Resolution(s) No(s). 21.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **February 12, 2001**: House Bill(s) No(s). 108.

#### CONSENT CALENDAR

**House Resolution No. 16** -- Memorials, Congratulations - William and Louise Hall, 50th Wedding Anniversary. by \*Hood, \*Rowland, \*Beavers.

**House Resolution No. 17** -- Memorials, Personal Occasion - Mr. and Mrs. John William Squibb, 50th wedding anniversary. by \*Davis (Washington), \*Patton.

**House Joint Resolution No. 55** -- Memorials, Personal Achievement - Robert Lyle Reynolds, Eagle Scout. by \*Pleasant, \*Scroggs, \*Wood, \*Stanley, \*Hargett.

**House Joint Resolution No. 56** -- Memorials, Public Service - Joe B. Jackson 2001 Heart Ball Honoree. by \*Hood, \*Rowland, \*Beavers.

**House Joint Resolution No. 58** -- Memorials, Heroism - Cory Cothron and Kenneth Randolph of Boy Scout Troop 263. by \*West.

**House Joint Resolution No. 59** -- Memorials, Congratulations - 2001 Donelson Station Senior Center's Star-Spangled Salute Honorees, Leighton Bush, Sr. and family. by \*West.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

**House Joint Resolution No. 60** -- Memorials, Personal Occasion - Mr. John H. Hendley, 75th birthday. by \*Hargrove.

**Senate Joint Resolution No. 39** -- Memorials, Retirement - General William G. Moore, Jr., President of Metropolitan Nashville Airport Authority. by \*Henry, \*Harper, \*Haynes, \*Rochelle.

**Senate Joint Resolution No. 50** -- Memorials, Recognition - Curtis Edwin Lee Person. by \*Person.

**Senate Joint Resolution No. 51** -- Memorials, Recognition - Miss Ethel Freytag. by \*Davis L.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	97
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

## RULES SUSPENDED

Rep. Davidson moved that the rules be suspended for the purpose of the immediate introduction and consideration of House Joint Resolution No. 21 out of order, which motion prevailed.

**\*House Joint Resolution No. 21** -- Constitutional Amendments - Empowers general assembly to authorize state lottery; net proceeds to be allocated to provide financial assistance to enable Tennessee citizens to attend in-state post-secondary educational institutions; excess to be appropriated to K-12 capital outlay projects and early learning and after-school programs. by \*Newton, \*Kernell, \*Langster, \*Davidson, \*Kent, \*Cole (Carter), \*Miller L, \*McDonald.

## THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY

On motion of Rep. Newton, House Joint Resolution No. 21 was made to conform with **Senate Joint Resolution No. 1**; the Senate Joint Resolution was substituted for the House Joint Resolution.

Rep. Newton requested that the Clerk read Senate Joint Resolution No. 1 for the first Constitutional reading, according to the Tennessee Constitution.

The Clerk read Senate Joint Resolution No. 1.

Rep. Kernell moved that Senate Joint Resolution No. 1 be reset for the Regular Calendar on February 12, 2001, for second reading, which motion prevailed.

### UNFINISHED BUSINESS

#### BILLS WITHDRAWN

On motion of Rep. Langster, **House Bill No. 748** was recalled from the Transportation Committee and withdrawn from the House.

On motion of Rep. Patton, **House Bill No. 242** was recalled from the State and Local Government Committee and withdrawn from the House.

On motion of Rep. Lewis, **House Bill No. 462** was recalled from the Education Committee and withdrawn from the House.

#### SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 261:** Rep(s). Turner (Hamilton) as prime sponsor(s).

**House Bill No. 292:** Rep(s). Briley and Odom as prime sponsor(s).

#### ENGROSSED BILLS

**February 8, 2001**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 55, 56, 58, 59 and 60.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**THURSDAY, FEBRUARY 8, 2001 – SEVENTH LEGISLATIVE DAY**

**MESSAGE FROM THE SENATE  
February 8, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 50; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**ENROLLED BILLS  
February 8, 2001**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 14, 15, 16, 18, 19, 22, 23, 24, 25, 26, 29, 30, 32, 33, 35, 57; also, House Resolution(s) No(s). 16 and 17.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED  
February 8, 2001**

The Speaker signed the following: House Joint Resolution(s) No(s). 14, 15, 16, 18, 19, 22, 23, 24, 25, 26, 29, 30, 32, 33, 35, 57; also, House Resolution(s) No(s). 16 and 17.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
February 8, 2001**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 14, 15, 16, 18, 19, 22, 23, 24, 25, 26, 29, 30, 32, 33, 35 and 57; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK  
February 8, 2001**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 14, 15, 16, 18, 19, 22, 23, 24, 25, 26, 29, 30, 32, 33, 35 and 57.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED  
February 8, 2001**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 50.

**MESSAGE FROM THE SENATE**  
**February 8, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 39 and 51; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk.

**SIGNED**  
**February 8, 2001**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 39 and 51.

**CONSENT CALENDAR**  
**February 8, 2001**

The following local bills have been placed on the Consent Calendar for **February 12, 2001**: House Bill(s) No(s). 108, 125, 210, 254 and 614.

**ROLL CALL**

The roll call was taken with the following results:

Present.....96

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

**RECESS MOTION**

On motion of Rep. Davidson, the House stood in recess until 5:00 p.m., Monday, February 12, 2001.